

To: Shalev, Omer[Shalev.Omer@epa.gov]
From: Huetteman, Tom
Sent: Fri 5/16/2014 5:44:18 PM
Subject: FW: For Review: Exide Comm Strat and PR

Part 1 – see question below about Exide (attachments to follow)

Tom Huetteman, Assistant Director

RCRA Branch, Land Division, USEPA Region 9

415-972-3751

From: Jones, Joel E.
Sent: Thursday, May 15, 2014 5:02 PM
To: Mogharabi, Nahal; Christenson, Kara; Sims, Mark; Salazar, Matt; John, Steven; Hanf, Lisa; Zito, Kelly; Keener, Bill
Cc: Huetteman, Tom
Subject: RE: For Review: Exide Comm Strat and PR

Thanks, we (Kathleen) told Mohsen N that we would share a copy of the PR with him as a courtesy. I think we can trust him.

Barry W and Mohsen brought this case to us last month, and took the extraordinary step of briefing us at 75 Hawthorne St. so it would seem appropriate to at least give them 12-24 hours advance notice of our action.

Re DTSC permit – I've copied Tom H since the Land Division works more closely w/DTSC on the permit issues. There are no federal RCRA violations.

From: Mogharabi, Nahal
Sent: Thursday, May 15, 2014 4:28 PM
To: Christenson, Kara; Jones, Joel E.; Sims, Mark; Salazar, Matt; John, Steven; Hanf, Lisa
Subject: RE: For Review: Exide Comm Strat and PR

Thanks, attached is the updated press release that includes edits as well as an additional edit I made to the first paragraph.

Regarding the Comm Strategy, I've also attached an updated version. I removed the piece about sharing our press release with SAQMD in advanced. We don't normally share the PR, but will make sure we send them the press release in advance of its release the day of.

I also think that we need to improve our responses to the last two questions. I realize that the DTSC permit issue are not related to this particular NOV, but it's a big question and if it comes up, I think we need to have a better response other than the fact that it's not directly related to this NOV. So, if there is any way to expand on those answers that would be great.

Thanks,

Nahal

Nahal Mogharabi

Public Affairs Specialist

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From: Christenson, Kara

Sent: Thursday, May 15, 2014 3:08 PM

To: Christenson, Kara; Jones, Joel E.; Mogharabi, Nahal; Sims, Mark; Salazar, Matt; John, Steven; Hanf, Lisa

Subject: RE: For Review: Exide Comm Strat and PR

Hi – Mark just made a good point about the Oct. 2012 exceedance – it occurred before 1420.1 was federally enforceable. I deleted it from the NOV and from the press release.

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From: Christenson, Kara

Sent: Thursday, May 15, 2014 3:02 PM

To: Jones, Joel E.; Mogharabi, Nahal; Sims, Mark; Salazar, Matt; John, Steven; Hanf, Lisa

Subject: RE: For Review: Exide Comm Strat and PR

Hi – I re-counted the number of violations. The draft NOV had some errors re dates. I corrected the release and updated the draft NOV. Thanks.

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attorney/client or other privileges. If you are not an intended recipient, please delete this email, including attachments, and notify me by email or at (415) 972-3881.

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From: Jones, Joel E.

Sent: Thursday, May 15, 2014 2:43 PM

To: Mogharabi, Nahal; Christenson, Kara; Sims, Mark; Salazar, Matt; John, Steven; Hanf, Lisa

Subject: RE: For Review: Exide Comm Strat and PR

Hi Nahal,

Thanks again for quick turnaround of draft press release. Please see draft with my edits. The lead releases were exceedingly high on a couple of days which resulted in violations of the rolling 30-day average (as opposed to 30 straight days of recorded emissions above the local standard).

I inserted a sentence acknowledging the considerable legal/technical enforcement effort by SCAQMD and would suggest leading the paragraph with reference to South Coast followed by DTSC.

Comm Strategy looks fine with minor edits. Should we include a brief note re HQs public affairs review/concurrence/approval? I'm not sure exactly how that fits into the process.

- Joel

From: Mogharabi, Nahal

Sent: Thursday, May 15, 2014 1:29 PM

To: Jones, Joel E.; Christenson, Kara; Sims, Mark; Salazar, Matt; John, Steven

Subject: For Review: Exide Comm Strat and PR

Hello,

Attached is the Exide press release and communications timeline/strategy for your review. I'm not sure if I'm accurately explaining the regulations. Please use track changes when sending back any suggested edits. Since we are on quick turnaround time, I'm including most people on the initial review. I've put together possible Q's that may come from reporters, but I need help with the answers. I'm not sure who can take the initial stab at drafting responses. Joel, would that be you?

Once we have a draft of both documents we can send along to Kathleen for final input/review before it goes to Jared.

Please let me know if you have any questions.

Thanks!

Nahal

Nahal Mogharabi

Public Affairs Specialist

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